IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 25203 of 2005

Between:

Pyaris Video Games, D.No. 13-2-20,

Ramakrishna Complex, Being Bhavannarayana Temple,
Bapatla, Guntur Districtr,

rep by its Properietor, Pathan Baji

..... PETITIONER

AND

Superintendent of Police,

Guntur District, Guntur and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in interfering with the petitioner video games shop and for prosecuting that for not possessing the license under the A.P.Gaming Act, 1974 to run the said video game shop, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

This Court disposed of W.P.No.16596 of 2003 and other similar cases, with certain observations and giving certain directions.

Following the order in W.P.No.16596 of 2003, the present Writ Petition is also disposed of, with the following observations and directions:

1. The petitioner who is running the game center for playing video games is not required to take out any license under the A.P.Gaming Act;
2. It is not suggested that the license is required under the provisions of any other Act;
3. The respondents/Police Officers have no power to interfere with the running of centers for playing video games on the electronic equipment on the ground that the petitioner do not possess the license; and
4. If it is felt that the petitioner has contravened any of the provisions of the A.P.Gaming Act, it is open for the authorities to take action to prosecute the petitioner;

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V.ESWARAIAH,J

Dated: 28.11.2005

Dsr

Note:

Issue CC in three days

B/o

Dsr